



MICHIGAN
HOUSE OF REPRESENTATIVES
P.O. Box 30014
LANSING, MICHIGAN 48909-7514

HOUSE STANDING COMMITTEE ON REGULATORY REFORM

Wednesday, March 9th, 2016 12:00 Noon Room 519 House Office Building

Representative Ray A. Franz, Chair, called the meeting to order.

Chair Franz requested attendance be called to establish a quorum of the appointed committee members:

Present: Reps. Franz, Brett Roberts, Yonker, Kesto, Lauwers, Crawford, Garcia, Iden, Tedder, Dianda, Darany, Lane, Schor, Chirkun, and Moss.

Absent: None.

Excused: None.

Representative Brett Roberts moved to approve the minutes of the March 2nd, 2016 meeting.

There being no objection, the motion prevailed by unanimous consent.

The chair laid HB 4895 before the committee:

HB 4895 (Nesbitt)	Liquor; licenses; secondary location permit to sell beer and wine at retailers with motor fuel pumps; provide for.
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An amendment had previously been adopted to HB 4985 on October 28th, 2015.

The following people wished to speak and opposed the bill, but the Chair announced that no more testimony would be taken:

Dan Papineau, representing Associated Food and Petroleum Dealers.

John Griffin, representing the American Petroleum Institute.

The following people did not wish to speak and opposed the bill:

Steve Rush, representing Holiday Gas Stations.

Mark Griffin, representing Michigan Petroleum Association.

The following people did not wish to speak and supported the bill:

Amy Drumm, representing Michigan Retailers Association.

Brett Visner, representing Michigan Beer and Wine Wholesalers Association.

Bret Maur, representing Spartan Stores.

Chairman Franz offered the following amendment to HB 4895:

1. Amend page 5, line 20, by striking out all of line 20 through "(1)(A)(i)," on line 21 and inserting "**IS NOT A NEIGHBORHOOD SHOPPING CENTER**,".

Representative Brett Roberts moved to adopt the amendment. The motion did prevail by a vote of 8-4-3.

FAVORABLE ROLL CALL:

Yeas: Reps. Franz, Brett Roberts, Yonker, Kesto, Lauwers, Dianda, Darany, and Lane.

Nays: Reps. Crawford, Garcia, Iden, and Tedder.

Pass: Reps. Schor, Chirkun, and Moss.

Representative Kesto offered the following amendment to HB 4895:

1. Amend page 6, line 21, by striking out all of enacting section 2 and inserting:
"Enacting section 2. This amendatory act does not take effect unless all of the following bills of the 98th Legislature are enacted into law:

(a) House Bill No. 4896

(b) House Bill No. 4918.".

Representative Kesto moved to adopt the amendment to HB 4895. The motion did not prevail by a vote of 3-12-0.

UNFAVORABLE ROLL CALL:

Yeas: Reps. Kesto, Schor, and Moss.

Nays: Reps. Franz, Brett Roberts, Yonker, Lauwers, Crawford, Garcia, Iden, Tedder, Dianda, Darany, Lane, and Chirkun.

Pass: None.

Representative Tedder moved to report HB 4895 with recommendation, as amended. The motion did prevail by a vote of 12-3-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Brett Roberts, Yonker, Lauwers, Crawford, Garcia, Iden, Tedder, Dianda, Darany, Lane, Schor, and Chirkun.

Nays: Reps. Franz, Kesto, and Moss.

Pass: None.

The Chair laid SB 667 before the committee:

SB 667 (Stamas) Liquor; advertising; providing advertising items to retailers; modify.

The following people submitted cards in support of the bill but did not wish to speak:

Brett Visner, representing Michigan Beer and Wine Wholesalers Association.

Dan Papineau, representing Associated Food and Petroleum Dealers.
Tony Zangara, representing Anheuser Busch.

Scott Ellis, representing the Michigan Licensed Beverage Association, did not wish to speak and was neutral on the bill.

Representative Brett Roberts moved to report SB 667 with recommendation. The motion did prevail by a vote of 15-0-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Franz, Brett Roberts, Yonker, Kesto, Lauwers, Crawford, Garcia, Iden, Tedder, Dianda, Darany, Lane, Schor, Chirkun, and Moss.

Nays: None.

Pass: None.

The Chair laid HB 4125 before the committee:

HB 4125 (Yonker) Liquor; wine; direct shipment of wine by retailers; provide for.

Representative Yonker and Jeff Snyder from his office testified in support of a substitute (H-1) for HB 4125. Questions and discussion followed.

Representative Yonker moved to adopt a substitute (H-1) to HB 4125. The motion did prevail by a vote of 14-0-0.

FAVORABLE ROLL CALL:

Yeas: Reps. Franz, Brett Roberts, Yonker, Kesto, Crawford, Garcia, Iden, Tedder, Dianda, Darany, Lane, Schor, Chirkun, and Moss

Nays: None.

Pass: None.

Representative Yonker and Jeff Snyder continued to testify in support of the substitute (H-1) to HB 4125. Questions and discussion followed.

Daniel Posen, representing the National Association of Wine Retailers, testified in support of the bill. Questions and discussion followed.

Andrew Deloney, Chairman of the Michigan Liquor Control Commission, came forward to answer questions about the bill.

Howard Goldberg, representing Michigan Beer and Wine Wholesalers Association spoke in support of the bill. Questions and discussion followed.

Richard Anderson testified in opposition to the bill. Questions and discussion followed.

The following people did not wish to speak and supported the bill:

Mike Beck and Rob Elhenicky, representing the Michigan Wine Producers Association.

Amy Drumm, representing the Michigan Retailers Association.

Andrew Martin, representing Meijer.

Brett Visner, representing the Michigan Beer and Wine Wholesalers Association.

Dan Papineau, representing the Associated Food and Petroleum Dealers.

Scott Ellis, representing the Michigan Licensed Beverage Association.

Robert O'Mera, representing the Michigan Restaurant Association.

Andrew Deloney, Kerry Krone, and Julie Wendt, representing the Michigan Liquor Control Commission, submitted a card in opposition to the bill.

There being no further business to come before the committee, the Chair adjourned the meeting the time being 1:04 p.m.

Representative Franz, Chair

Chase Cawthorne
Committee Clerk
March 9th, 2016
64 Minutes

Date Approved and Signed